

LUPO ONCE MORE ARRESTED

THIS TIME EXTORTION IS THE CHARGE AGAINST HIM.

Mazzella, Another Greer, Says He Had to Give Money and Checks to Lupu Under Fear of Death—Prisoner Says He Paid Out Money, Did Not Extort It.

Ignazio Lupu, known to the police as "Wolf," who was arrested in connection with the "barrel murder" in 1933 and has been arrested also on kidnapping and counterfeiting charges, was picked up again by the police yesterday. This time the charge is extortion. Lupu was arrested in the office of William Henkel, Jr., the receiver who took charge of Lupu's wholesale grocery business at 210 Mott street after Lupu had run away in December, 1938, leaving debts amounting to about \$100,000. Lupu went to Mr. Henkel's office yesterday to tell about his business and did not know he was to be arrested.

Detectives McConville and Nelson base their complaint against Lupu on the sworn statement of Salvatore Mazzella, a grocer of 184 Elizabeth street, who was examined in bankruptcy proceedings on December 25, 1938, before Thomas Alexander. Mazzella said at that time he had been forced to give Lupu nearly \$10,000 in checks and cash under threats of death.

Mazzella said that he had been doing this for several years, and never had dared to tell before for fear he would be killed. At the time Mazzella was testifying Lupu had been gone about two weeks.

The detectives in their short affidavit charge that \$2,000, the specific amount stated in the complaint, was in cash and was given to Lupu on or about December 15. This was more than a week after Lupu's creditors and receivers began looking for him. The matter was taken to the bankruptcy court by Mr. Mazzella's receiver, but no trace of Lupu could be found.

When Lupu walked into Peter B. Olney's office at 88 William street on November 12 he told a thrilling story of how he had been in Baltimore, Buffalo and other large cities dodging Black Hand men who had driven him out of business. Later he has been working for his brother-in-law, Joseph, who is a grocer at 184 Elizabeth street. Lupu told Receiver Henkel yesterday that just before he left here he raised \$10,000 and handed it over to his business partner.

When Chief Flynn of the secret service made his raid on a gang of counterfeiters last Monday he found in the home of Giuseppe Morello, the head of the "account books" gang, a letter addressed to Lupu. Morello and Lupu were pals at the time of the "barrel murder," and both were arrested then and charged for lack of evidence. They were about the only two principals arrested at that time who have not been killed since.

At a store further up town some of the detectives in the counterfeiting case came on other account books, letters and papers which from a superficial examination seemed to belong to Lupu. Lupu was arrested yesterday at the Jefferson Market court before Magistrate Barlow. The magistrate after a little argument over the short affidavit with Charles E. Le Barlow, counsel for Lupu, said that he was willing to parole Lupu in his lawyer's custody if he would be responsible for him. Mr. Le Barlow said that he had a bondsman and bail was set at \$1,000.

"I have met Lupu before," said Magistrate Barlow. "I would be perfectly willing to parole him and don't think he would run away. If he did it would be a good thing for the country."

Lupu came to this country ten years ago from Palermo, Italy. The police records have it that Lupu was indicted in 1929 for killing Salvatore Morello. Lupu, however, got away to this country. He has been watched by police ever since.

CAR DEMURRAGE RULES.

National Association of Railway Commissioners Recommend Uniformity. WASHINGTON, Nov. 17.—The National Association of Railway Commissioners adopted to-night, after an all day debate, the report of a committee which recommended to the Interstate Commerce Commission a series of rules and regulations covering car service and demurrage. The rules, designed to secure uniformity in the amount of time allowed for unloading, and provide that after the expiration of the free time allowed, generally about forty-eight hours, \$1 per car per day may be charged against shippers.

In filing its report to the association the committee, of which Interstate Commerce Commissioner Lane is chairman, said that the movement for uniformity in demurrage rules is a general part of the campaign waged by the State and Federal Governments against discrimination.

"We are in a position to state with authority," said the committee, "that car service rules are used to no small extent as a means by which favored shippers secure unfair concessions, and some sections of the country, where the failure to enforce demurrage rules has been particularly notorious, the railroads are carrying on their business at a loss."

The present uncollected demurrage charges in the amount of hundreds of thousands of dollars. If the fight against this particular form of rebating were carried to a successful conclusion, the first requisite is the adoption of strict demurrage rules; the second is the institution of such measures as may be necessary to insure their literal observance.

Representatives of railroads in the South objected to the adoption of the uniform demurrage card on the ground that it was a matter for State commission and not the Federal commission to determine. The report was adopted by an overwhelming majority.

NEW HAVEN MEN CHOSEN

Members of the Maine Central Railroad's Board of Directors. PORTLAND, Me., Nov. 17.—Charles S. Melton, J. P. Morgan and William Skinner, three new Boston and Maine directors, were elected to the directorate of the Maine Central Railroad at an adjourned meeting to-day of the board of directors. They succeeded Arthur W. Sullivan, Edgar J. Rice and Earl L. Ryder, who resigned to-day. Lucius Tuttle was re-elected president; Morris McDonald, vice-president; and Henry H. Green, clerk, of the Maine Central, Washington County, and Somerset Railroad.

An executive committee, consisting of Lucius Tuttle, Charles S. Melton, Samuel Hemenway, Charles S. Melton, Morris McDonald, J. P. Morgan and William Skinner, was elected by the Maine Central directors.

It's Colder

Our Suits at \$18 to \$45, and our Overcoats at about the same prices, offer the best protection we know against the weather conditions, whatever they may be. And quite as important, they are the best appearing Suits and Overcoats to be had anywhere at any price. Underwear, Shirts, Neckwear and Gloves, are all timely topics at the moment. You'll find no better assortment anywhere else. Look in here today.

Browning King & Company

Broadway at 52nd Street
Copper Square at 5th Street
Fulton Street, Brooklyn

ICE BUSINESS METHODS.

If the Cover is Lifted There'll Be a Bad Smell, Wrote Schoonmaker. The prosecution's case was closed yesterday in the trial of the American Ice Company for conspiracy before Supreme Court Justice Wheeler. The corporation's letter file book was put in as evidence. One of the letters was written in 1933 by John D. Schoonmaker, then president, to Wesley M. Oler, who succeeded him, referring to John M. Briggs, the company's ice producer, who persisted in selling his ice at \$2 a ton in 1933.

"It doesn't seem possible to do anything with Briggs on prices," wrote President Schoonmaker. "He is always referring to his great losses in the stock of the American Ice Company. He does not do reasonable things, but flies off the handle. My idea is that you ignore him and let him give his ice away if he wants to."

In another letter that was referring to the competition of the Mountain Ice Company, which sold ice in Hoboken and Jersey City to the New York independent, Mr. Schoonmaker wrote: "They are selling ice at \$2 a ton in Jersey City and Hoboken and also furnish the dealers ferriage from New York. If I find that they are selling ice at \$2 a ton to their own trade in Jersey and Hoboken I shall make an effort to get their trade there. If we could get a dock in Jersey City and open up a bridge we could use it as a lever on this trade, but it would have to be done quietly. We will give them all they want to attend to."

Mr. Schoonmaker said he didn't think that Oren Dennett, president of the New Jersey Ice Company, which was supposed to look after the American's trade in those towns, was sufficiently active, and wrote: "We will have to shake up old man Dennett. We can't stand any more nonsense from the Mountain Ice crowd. Dennett will sit up, and it will tear the old man up pretty well if we start in there; but that doesn't mean anything in dollars and cents to this company. We will get ten to one when the time comes to throw up hands."

President Schoonmaker suggested that his company make a price cut to \$1.50 a ton in Jersey City dealers in order to get the Mountain Ice concern's trade. Another letter written in December of that year refers to the suit brought by Augustus C. Sprague, who acted as the dummy for the trust in buying up smaller concerns for \$100 a month for services in addition to his salary as clerk. "We doubt if Mr. Sprague is going to let Sprague go on with this suit," wrote Mr. Schoonmaker. "If the cover is ever lifted off this pot there will be a very bad smell."

John B. Stanchfield, counsel for the defense, will move at the opening of court this morning to dismiss the suit.

TOWNS SUES COLER.

Gets Award for Additional Counsel Fee, but Isn't Satisfied. Borough President Bird S. Coler of Brooklyn was a defendant yesterday before Justice Garretson and a jury in the Supreme Court in Brooklyn in a suit for \$2,750, the balance of a fee of \$7,000 which Mirabeau L. Towns demanded for conducting Coler's libel suit against the Brooklyn Eagle.

Coler asserted that Towns took the case without stipulating any particular fee, agreeing to leave the matter of compensation to his client. Mr. Coler's secretary, John A. Heffernan, corroborated this.

Towns said that he told the Borough President he would charge him \$200 a session, the amount he charged a New York newspaper for defending libel suits, but that he would leave the amount to be paid as a retaining fee to the client himself.

Prof. Isaac Franklin Russell of the faculty of the New York University law school testified that in his opinion the services were worth \$2,000 a session and would aggregate \$6,000 for the trial. Adding \$100 a day for intermediate and preliminary work would bring the total to \$10,000.

When Delos McCurdy, counsel for Mr. Towns, asked his client how much he thought his services were worth the latter replied, "I rendered a bill." Subsequently he said, "I thought the services were worth \$15,000."

The trial resulted in a verdict of \$750 for Towns. His counsel moved that the verdict be set aside on the ground that the amount awarded is insufficient and Justice Garretson reserved decision.

R. H. Macy & Co.'s Attractions Are Their Low Prices.

Macy's

34th to 36th St.

The Blue Transfer Cards Are a Great Convenience

If you intend purchasing in several departments, and have your goods sent, use a Transfer Card and pay, when you have finished at the Cashier's Desk, Main Floor. If you wish to take your purchases with you ask for a Blue Card. Pay when through purchasing at Cashier's Desk, Main Floor, where your purchases neatly made into one parcel will be handed you, thus economizing on time through not having to pay for each purchase as it is made.

One Hundred Women's Tailored Suits

Two-piece Models Made of Fine Wale Cheviots, English Serges and Meltons Navy, Black and the New Colorings 45-inch Coats, Notched, Shawl and Square Collars.

Their Real Value \$42.50; Special at \$29.74

Twenty Very Handsome Gowns

Copies of the Latest Models to Arrive from Paris Princess Effects Elaborated with Tunics Hand-Embroidered and Richly Braided Made of Chiffon Broadcloth in Walnut, Navy, Gobelin, Brown, Olive and Black.

Their Real Value \$75.00; Special at \$49.74

Registered Trade Mark. Established Half a Century.



Christmas Shopping.

The Importance of Purchasing Early.

We direct especial attention to the advantages of early Christmas shopping. During the next two weeks purchases can be made comfortably and leisurely. The salespeople will be able to give you better and more courteous attention than later. In fact, all the rush and confusion incidental to shopping immediately preceding the holidays may now be avoided. Christmas shopping, instead of being a trial, will be found a pleasure.

In every department of "The Linen Store" the Christmas assortment is now at its best. The Handkerchief Department is particularly attractive. Every desirable kind of pure linen Handkerchief for Men, Women and Children is included in the assortment. Prices range from 12 1/2 cents to \$100.00 each. The lines at 25c, 50c, 75c and \$1.00 include hundreds of different styles and designs, and no better values can be found anywhere.

Among our other departments replete with Christmas suggestions we mention particularly Fancy Table Linens, Art Linens, Ladies' Neckwear, Veilings and Hosiery, French Lingerie, Infants' Wear, Fancy Bed Coverings and Ladies' Waists and Suits.

James McCutcheon & Co.,

5th Ave. & 34th St., Waldorf-Astoria

Kennedy 12 Cortlandt St.



"Furry" Soft Hats 1.90 & 2.75 Has flexible brim and rakish curves. Elsewhere 3.00 & 4.00 Tyrolean Alpines of pure beaver 4.50 Look better and wear better than the imported Velour. Dozens of styles and colors.

AMUSEMENTS. RENDELSON HALL. First Concert. Thursday, Nov. 23, 8:15. Fr. Ev. Mat. 12.00. M. 1.00. W. 1.00. Tu. 1.00. Ad. 1.00. Child. 50c. 1st. 1.00. 2nd. 50c. 3rd. 25c. 4th. 10c. 5th. 5c. 6th. 2c. 7th. 1c. 8th. 5c. 9th. 2c. 10th. 1c. 11th. 5c. 12th. 2c. 13th. 1c. 14th. 5c. 15th. 2c. 16th. 1c. 17th. 5c. 18th. 2c. 19th. 1c. 20th. 5c. 21st. 2c. 22nd. 1c. 23rd. 5c. 24th. 2c. 25th. 1c. 26th. 5c. 27th. 2c. 28th. 1c. 29th. 5c. 30th. 2c. 31st. 1c.

AMUSEMENTS. KNEISEL QUARTET. Auditing Artist. M. Olga Samarin. Seats \$1.50, at Box Office and 1 West 34th Street.

AMUSEMENTS. SUICIDE ON FALL RIVER BOAT. Negro Perches on the Rail, Shoots Himself and Falls Into the Sound. A negro who boarded the steamboat Providence at Fall River on Tuesday evening and gave the name of William Buckley came out of his stateroom just after dawn yesterday morning, crept along the afterdeck and mounted the catwalk. Deckhands ordered him down. He stood still a moment and then putting a revolver to his head fired and fell into the Sound. It was off the Stepping Stones light. The ship was stopped and a boat went out without finding anything. In room 313, which the negro had occupied, was a suit case containing a little cheap clothing and papers which indicated that Buckley was from Nova Scotia.

AMUSEMENTS. METROPOLITAN OPERA HOUSE. Sunday, Nov. 19, 8:15. Fr. Ev. Mat. 12.00. M. 1.00. W. 1.00. Tu. 1.00. Ad. 1.00. Child. 50c. 1st. 1.00. 2nd. 50c. 3rd. 25c. 4th. 10c. 5th. 5c. 6th. 2c. 7th. 1c. 8th. 5c. 9th. 2c. 10th. 1c. 11th. 5c. 12th. 2c. 13th. 1c. 14th. 5c. 15th. 2c. 16th. 1c. 17th. 5c. 18th. 2c. 19th. 1c. 20th. 5c. 21st. 2c. 22nd. 1c. 23rd. 5c. 24th. 2c. 25th. 1c. 26th. 5c. 27th. 2c. 28th. 1c. 29th. 5c. 30th. 2c. 31st. 1c.

AMUSEMENTS. CARNegie HALL. Friday, November 24, 8:15 P.M. First Concert of the Philharmonic Society. Gustav Mahler. Beethoven Cycle. Symphony No. 2, D major. Overture, "Lesseur," No. 3. Overture, "Fidelio," No. 4. Overture, "Lohengrin," No. 5. Overture, "Die Meistersinger," No. 6. Overture, "Die Walküre," No. 7. Overture, "Die Götterdämmerung," No. 8. Overture, "Die Valkyrie," No. 9. Overture, "Die Walküre," No. 10. Overture, "Die Walküre," No. 11. Overture, "Die Walküre," No. 12. Overture, "Die Walküre," No. 13. Overture, "Die Walküre," No. 14. Overture, "Die Walküre," No. 15. Overture, "Die Walküre," No. 16. Overture, "Die Walküre," No. 17. Overture, "Die Walküre," No. 18. Overture, "Die Walküre," No. 19. Overture, "Die Walküre," No. 20. Overture, "Die Walküre," No. 21. Overture, "Die Walküre," No. 22. Overture, "Die Walküre," No. 23. Overture, "Die Walküre," No. 24. Overture, "Die Walküre," No. 25. Overture, "Die Walküre," No. 26. Overture, "Die Walküre," No. 27. Overture, "Die Walküre," No. 28. Overture, "Die Walküre," No. 29. Overture, "Die Walküre," No. 30. Overture, "Die Walküre," No. 31. Overture, "Die Walküre," No. 32. Overture, "Die Walküre," No. 33. Overture, "Die Walküre," No. 34. Overture, "Die Walküre," No. 35. Overture, "Die Walküre," No. 36. Overture, "Die Walküre," No. 37. Overture, "Die Walküre," No. 38. Overture, "Die Walküre," No. 39. Overture, "Die Walküre," No. 40. Overture, "Die Walküre," No. 41. Overture, "Die Walküre," No. 42. Overture, "Die Walküre," No. 43. Overture, "Die Walküre," No. 44. Overture, "Die Walküre," No. 45. Overture, "Die Walküre," No. 46. Overture, "Die Walküre," No. 47. Overture, "Die Walküre," No. 48. Overture, "Die Walküre," No. 49. Overture, "Die Walküre," No. 50. Overture, "Die Walküre," No. 51. Overture, "Die Walküre," No. 52. Overture, "Die Walküre," No. 53. Overture, "Die Walküre," No. 54. Overture, "Die Walküre," No. 55. Overture, "Die Walküre," No. 56. Overture, "Die Walküre," No. 57. Overture, "Die Walküre," No. 58. Overture, "Die Walküre," No. 59. Overture, "Die Walküre," No. 60. Overture, "Die Walküre," No. 61. Overture, "Die Walküre," No. 62. Overture, "Die Walküre," No. 63. Overture, "Die Walküre," No. 64. Overture, "Die Walküre," No. 65. Overture, "Die Walküre," No. 66. Overture, "Die Walküre," No. 67. Overture, "Die Walküre," No. 68. Overture, "Die Walküre," No. 69. Overture, "Die Walküre," No. 70. Overture, "Die Walküre," No. 71. Overture, "Die Walküre," No. 72. Overture, "Die Walküre," No. 73. Overture, "Die Walküre," No. 74. Overture, "Die Walküre," No. 75. Overture, "Die Walküre," No. 76. Overture, "Die Walküre," No. 77. Overture, "Die Walküre," No. 78. Overture, "Die Walküre," No. 79. Overture, "Die Walküre," No. 80. Overture, "Die Walküre," No. 81. Overture, "Die Walküre," No. 82. Overture, "Die Walküre," No. 83. Overture, "Die Walküre," No. 84. Overture, "Die Walküre," No. 85. Overture, "Die Walküre," No. 86. Overture, "Die Walküre," No. 87. Overture, "Die Walküre," No. 88. Overture, "Die Walküre," No. 89. Overture, "Die Walküre," No. 90. Overture, "Die Walküre," No. 91. Overture, "Die Walküre," No. 92. Overture, "Die Walküre," No. 93. Overture, "Die Walküre," No. 94. Overture, "Die Walküre," No. 95. Overture, "Die Walküre," No. 96. Overture, "Die Walküre," No. 97. Overture, "Die Walküre," No. 98. Overture, "Die Walküre," No. 99. Overture, "Die Walküre," No. 100.

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